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PTO/SB/21 (08-00)

Approved for use through 10/31/2002

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number

10/719,114

Filing Date

November 21, 2003

First Named Inventor

Chia

Group Art Unit

3627

Examiner Name

unassigned

Attorney Docket Number

14326US02

Total Number of Pages in This Submission

6

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☐ Amendment/Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure
Statement☒ PTO 1449/08A with 47
references☐ Certified Copy of Priority
Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s) (sheets)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence
Address☐ Terminal Disclaimer☐ Request for Refund☐ CD Number of CD(s) _____☐ After Allowance Communication
to Group☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please
identify below):

Return-receipt post card

Remarks

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GROUP 3600**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
or
Individual Name

McAndrews Held & Malloy, Ltd.

Signature

K. E. B. rg # 51, 486

Date

March 18, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 18, 2004

Name (Print/type)

Kevin E. Borg

Registration No. (Attorney/Agent)

51,486

Signature

K. E. B.

Date

March 18, 2004

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /F.A./



PATENT
Attorney Docket No. 14326US02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

T. Chia et al.

Serial No.: 10/719,114

Filed: November 21, 2003

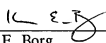
For: UPDATE NETWORK WITH
SUPPORT FOR LIFECYCLE
MANAGEMENT OF UPDATE
PACKAGES AND MOBILE
HANDSETS

Examiner: unassigned

Group Art Unit: 3627

CERTIFICATE OF MAILING

I hereby certify that this correspondence
is being deposited with the United States
Postal Service as first-class mail, postage
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Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450 on:
March 18, 2004.


Kevin E. Borg
Reg. No. 51,486

TRANSMITTAL OF
INFORMATION DISCLOSURE STATEMENT
AFTER APPLICATION FILING DATE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ENCLOSURES

Enclosed are the following:

- * A two-page, completed PTO form 1449.
- * Each of the 47 patented references is listed in the enclosed form 1449 and not previously provided to or by the PTO in this application. Copies of the four foreign references are enclosed herewith.

FEE DETERMINATION

- * No fee is believed to be due.

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- * The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

FEE PAYMENT

The following arrangements have been made to pay the fees calculated above:

- * No fee is believed to be due.

REMARKS

The Applicant neither agrees nor disagrees with the following notations that accompanied the references listed below in a prior art search performed by Augustine Associates, Ltd., 2981 Fox Tail Court, Woodbridge, VA 22192, dated April 22, 2003:

2003/0061384	"para (0015)"	RECEIVED MAR 26 2004 GROUP 3600
2003/0037075	"para (0166)"	
2003/0033599	"wireless software download, see (0039)"	
2002/0157090	"update software, Claim 17"	
2002/0152005	"wireless link upgrade"	
2002/0131404	"can be used with games (0004)"	
2002/0116261	"update software (0058)"	
2001/0029178	"Claim 1, upgrade"	
6,438,585	"mobile link"	
6,279,153	"ROM update on wireless link abstract (170 page patent - front page and claims only provided here)"	
6,198,946	"wireless upgrade"	
6,163,274	"real-time update"	
6,126,327	"flash update (265 page patent - front page and claims only provided here)"	
5,790,974	"'perceptual' software agent that updates stored entries"	
5,261,055	"wireless upgrade"	
5,598,534	"PDA link system"	
5,666,293	"loaded into non-volatile[sic] memory. Claims 2 and 3, game system"	

REQUEST FOR CONSIDERATION

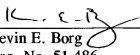
This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above. The Examiner is requested to initial a copy of the enclosed

PTO-1449 and return to the applicants to indicate consideration of the enclosed references.

The Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

Date: March 18, 2004

Respectfully submitted,



Kevin E. Borg
Reg. No. 51,486
Agent for applicants

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Chicago, IL 60661
(312) 775-8000

FORM PTO-1449	SERIAL NO. 10/719,114	CASE NO. 14326US02
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE November 21, 2003	GROUP ART UNIT 3627
(use several sheets if necessary)	APPLICANT(S): Chia et al.	

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

[illegible]

EXAMINER	/Faris Almatrahi/	DATE CONSIDERED	05/23/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Rev. Dec.-99

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /F.A./



FORM PTO-1449	SERIAL NO. 10/719,114	CASE NO. 14326US02
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE November 21, 2003	GROUP ART UNIT 3627
(use several sheets if necessary)		APPLICANT(S): Chia et al.

REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS				
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
		2002/0116261	08/22/2002	Moskowitz et al.	705/14	02/20/2001
		2002/0131404	09/19/2002	Mehta et al.	370/352	11/28/2001
		2002/0152005	10/17/2002	Bagnordi	700/234	04/12/2001
		2002/0156863	10/24/2002	Peng	709/217	04/23/2001
		2002/0157090	10/24/2002	Anton, Jr.	717/178	04/20/2001
		2003/0033599	02/13/2003	Rajaram et al.	717/173	08/10/2001
		2003/0037075	02/20/2003	Hannigan et al.	707/500	05/02/2002
		2003/0061384	08/27/2003	Nakatani	709/245	09/25/2001

FOREIGN PATENT DOCUMENTS						
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO
		8202626	08/09/1996	Japan		X
		2,339,923	03/02/2000	Canada		
		2002-0034228	05/09/2000	Korea		X
		2001-0100328	11/14/2001	Korea		X

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

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EXAMINER /Faris Almatrahi/	DATE CONSIDERED 05/23/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.